

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JERIMIE DIXON,

Plaintiff,

v.

FIFE TT MG LLC and FIFE TT RTK  
LLC,

Defendants.

CASE NO. C22-5794 BHS

ORDER

This matter comes before the Court on its Order to Show Cause, Dkt. 9, and Plaintiff Jerimie Dixon's Response to that Order, Dkt. 10.

Magistrate Judge Theresa L. Fricke granted Dixon's motion to proceed *in forma pauperis* ("IFP"), Dkt. 1, on November 1, 2022. Dkt. 2. Dixon alleges Defendants violated the Americans with Disabilities Act by denying him equal access of patronizing a Taco Time restaurant in Fife, Washington. Dkt. 3. On November 29, 2022, the parties agreed to extend the time that Defendants had to respond to Dixon's pleadings to December 20, 2022. Dkts. 6, 7. It appears Dixon has yet to serve Defendants, and

1 Defendants have yet to respond to Dixon's complaint. Neither party has filed any  
2 motions.

3 This Court issued an initial order on November 10, 2022, ordering the parties to  
4 file a Joint Status Report by February 8, 2023. Dkt. 5. The parties did not file such a  
5 report. This Court ordered Dixon to show cause by March 3, 2023, why the case should  
6 not be dismissed for failure to prosecute. Dkt. 9. Dixon's March 3 Response asserted that  
7 the parties were "aggressively pursuing settlement" and that he anticipated they would  
8 reach a settlement within a week. Dkt. 10.

9 It has been a month since that filing, and the parties have yet to file anything else  
10 in this case. The parties are therefore **ORDERED** to submit a **JOINT STATUS**  
11 **REPORT** within 14 days, updating the Court on the status of service, Defendants'  
12 answer, their settlement efforts, and next steps in this case.

13 Dated this 3rd day of April, 2023.

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16 BENJAMIN H. SETTLE  
17 United States District Judge  
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